

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION. No.18360 of 2006

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Date: 10.12.2007

Between:

Andhra Printers & Stationers,
Rep., by its Prop. Syed Ismail, Saidabad,
Hyderabad.

... Petitioner

AND

The Project Director,
Andhra Pradesh Aids Control Society,
DM & HS Campus, Koti, Hyderabad,
& another.

... Respondents

Counsel for the petitioner : Sri G. Dasaradha Rami Reddy

Counsel for respondent No.1: Sri K.K. Mahender Reddy

Counsel for respondent No.2: Sri Pratap Narayan Sanghi

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ORDER:-

This writ petition is filed for a writ of mandamus to declare the condition stipulating turn over of Rs.10 crores during the preceding 10 years contained in tender schedule dated 28.08.2006, as illegal.

In para 5 of the counter-affidavit filed by respondent No.2 it is specifically averred that the tenders were finalized on 02.09.2006 and work order was also issued. Respondent No.2 also filed a copy of work order dated 07.09.2006 along with the counter-affidavit.

Since no affidavit is filed by the petitioner controverting this fact so far, the said contention of respondent No.2 deserves to be accepted. As the contract has already been awarded in favour of respondent No.2, the cause in the writ petition does not survive for consideration.

The writ petition is therefore dismissed as infructuous.

As a sequel to dismissal of the writ petition as infructuous, WPMP.No.23076 of 2006 filed by the petitioner for interim relief is also dismissed as infructuous.

C.V. NAGARJUNA REDDY, J

Date: 10.12.2007
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